

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

BANK OF AMERICA, N.A.,	)	Case No.: 12-CV-03751-LHK
	)	
Plaintiff,	)	ORDER ADOPTING MAGISTRATE
v.	)	JUDGE'S REPORT AND
	)	RECOMMENDATION AND
MINH-HOANG NGUYEN; ANH-SON	)	REMANDING CASE
NGUYEN,	)	
	)	
Defendants.	)	
	)	

The Court has reviewed Magistrate Judge Howard R. Lloyd's Report and Recommendation that this case be *sua sponte* remanded to state court for lack of federal jurisdiction. *See* ECF No. 5. The time for objections has passed, and the parties have filed none. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b). The Court finds the Report and Recommendation correct, well-reasoned, and thorough, and accordingly adopts it in its entirety. This case is therefore REMANDED to Santa Clara County Superior Court. In light of this Order, Plaintiff's motion to remand (ECF No. 7), filed today, August 8, 2012, is denied as moot. The Clerk shall close the file.

**IT IS SO ORDERED.**

Dated: August 8, 2012

  
LUCY H. KOH  
United States District Judge